

House File 463 - Reprinted

HOUSE FILE 463

BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HSB 69)

(As Amended and Passed by the House March 27, 2017)

A BILL FOR

1 An Act relating to the enforcement of motor vehicle laws and
2 the regulation of commercial motor vehicles and certain
3 operators by the department of transportation, and including
4 effective date provisions.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.180, subsection 2, paragraph c, Code
2 2017, is amended to read as follows:

3 c. A commercial learner's permit shall be valid for a period
4 not to exceed ~~one hundred eighty days~~ the period provided in
5 49 C.F.R. §383.25(c) and 49 C.F.R. §383.73(a)(2)(iii). A
6 ~~commercial learner's permit may be renewed for an additional~~
7 ~~one hundred eighty days without retaking the general and~~
8 ~~endorsement knowledge tests required by section 321.188.~~

9 Sec. 2. Section 321.463, Code 2017, is amended by adding the
10 following new subsection:

11 NEW SUBSECTION. 4A. a. Notwithstanding any provision of
12 law to the contrary, a motor vehicle equipped with an engine
13 fueled primarily by natural gas may exceed any applicable
14 maximum gross weight limit under this chapter, up to a maximum
15 gross weight of eighty-two thousand pounds, by an amount
16 equal to the difference between the weight of the vehicle
17 attributable to the natural gas tank and fueling system
18 installed in the vehicle and the weight of a comparable diesel
19 fuel tank and fueling system.

20 b. Notwithstanding any provision of law to the contrary,
21 a motor vehicle described in paragraph "a" equipped with an
22 auxiliary power or idle reduction technology unit that reduces
23 fuel use and emissions during engine idling may exceed any
24 applicable maximum gross weight limit under this chapter by
25 five hundred fifty pounds or the weight of the auxiliary power
26 or idle reduction technology unit, whichever is less. This
27 paragraph "b" shall not apply unless the operator of the vehicle
28 provides to the department a written certification of the
29 weight of the auxiliary power or idle reduction technology
30 unit, demonstrates or certifies to the department that the idle
31 reduction technology unit is fully functional at all times,
32 and carries with the operator the written certification of the
33 weight of the auxiliary power or idle reduction technology unit
34 in the vehicle at all times to present to law enforcement in
35 the event the vehicle is suspected of violating any applicable

1 weight restrictions.

2 Sec. 3. Section 321.477, Code 2017, is amended to read as
3 follows:

4 **321.477 Employees as peace officers — maximum age.**

5 1. The department may designate by resolution certain of
6 its employees upon each of whom there is hereby conferred the
7 authority of a peace officer to enforce the laws of this state
8 described in subsection 2. Employees designated as peace
9 officers pursuant to this section shall have the same powers
10 conferred by law on peace officers for the enforcement of such
11 laws and the apprehension of violators.

12 2. Employees designated as peace officers pursuant to
13 this section shall only engage in the following enforcement
14 activities:

15 a. The enforcement of federal motor carrier safety
16 regulations and federal motor carrier hazardous materials
17 regulations as adopted in this chapter and in rules adopted by
18 the department under this chapter.

19 b. The regulation of the operating authority of motor
20 carriers.

21 c. The regulation of the movement, safety, and lawful
22 operation of commercial motor vehicles.

23 d. The regulation of the operating authority of commercial
24 motor vehicle operators and the enforcement of traffic and
25 safety laws on operators of commercial motor vehicles.

26 e. The enforcement and performance of other activities
27 necessary for the motor carrier safety assistance program and
28 the high priority program administered under 49 C.F.R. pt.
29 350.

30 f. The investigation and enforcement of matters relating to
31 or arising out of responsibilities entrusted to the department.

32 g. The control and direct direction of traffic and weigh
33 vehicles, and to make arrests for violations of the.

34 h. The enforcement of motor vehicle laws relating to
35 the operating authority, registration, size, weight, and

1 load of motor vehicles and trailers ~~and registration of a~~
2 ~~motor carrier's interstate transportation service with the~~
3 ~~department.~~

4 i. The enforcement of laws, the violation of which are
5 defined as serious violations under 761 IAC 615.17(2).

6 j. The enforcement of speed restrictions where a motor
7 vehicle is traveling twenty miles per hour or more over the
8 legal speed limit.

9 k. The enforcement of rules and regulations of the
10 department.

11 3. The maximum age for a person employed as a peace officer
12 pursuant to [this section](#) is sixty-five years of age.

13 Sec. 4. EFFECTIVE UPON ENACTMENT. The section of this Act
14 amending section 321.477, being deemed of immediate importance,
15 takes effect upon enactment.